

U.S. DISTRICT COURT
NORTHERN DISTRICT OF TEXAS
FILED

COURT
F TEXAS

SEP - 7 2010

CLERK, U.S. DISTRICT COURT

By _____ Deputy


UNITED STATES OF AMERICA)
)
VS.)
)
JAMES TIMOTHY ("J.T.") NEALY)

CASE NO.: 3:10-CR-126-M

REPORT AND RECOMMENDATION CONCERNING PLEA OF GUILTY

JAMES TIMOTHY ("J.T.") NEALY, by consent, under authority of United States v. Dees, 125 F.3d 261 (5th Cir. 1997), has appeared before me pursuant to Fed. R. Crim.P. 11, and has entered a plea of guilty to Count(s) 6 of the Indictment. After cautioning and examining JAMES TIMOTHY ("J.T.") NEALY under oath concerning each of the subjects mentioned in Rule 11, I determined that the guilty plea was knowledgeable and voluntary and that the offense(s) charged is supported by an independent basis in fact containing each of the essential elements of such offense. I therefore recommend that the plea of guilty, and the plea agreement, be accepted, and that JAMES TIMOTHY ("J.T.") NEALY be adjudged guilty and have sentence imposed accordingly.

Date: September 7, 2010



PAUL D. STICKNEY
UNITED STATES MAGISTRATE JUDGE

NOTICE

Failure to file written objections to this Report and Recommendation within ten (10) days from the date of its service shall bar an aggrieved party from attacking such Report and Recommendation before the assigned United States District Judge. 28 U.S.C. §636(b)(1)(B).